

INDIANA DEPARTMENT OF
ENVIRONMENTAL MANAGEMENT
STATE OF INDIANA

IN THE MATTER OF THE)
PETITION OF BEAR HIGH WOLF)
LAKE REGIONAL SEWER)
DISTRICT TO AMEND)
APPOINTMENT PROCEDURES)
PURSUANT TO I.C. § 13-26-et seq.)

BEFORE THE COMMISSIONER
IDEM, STATE OF INDIANA

PETITION TO AMEND BOARD APPOINTMENT PROCEDURE

The Bear High Wolf Lake Regional Sewer District hereby files its Petition to the Commissioner, Indiana Department of Environmental Management (IDEM), pursuant to IC § 13-26 et seq., for an order amending its appointment procedures to allow for the Noble County, Indiana Commissioners to appoint the members of the Board of Trustees of the Bear High Wolf Lake Regional Sewer District. In support of this Petition, petitioner alleges:

1. IDEM approved an Order on July 17, 1996 forming The Bear High Wolf Lake Regional Sewer District.
2. On or about January 12, 1999, that Order was modified and amended to allow for the District to be governed by a Board of Trustees made up of five (5) directors with all directors being from the District and serving terms of four (4) years. Further, that Order provided that the directors be elected by the residents and that the geographical representation among the director be as follows: (2) directors from each Bear Lake and High Lake and one (1) from Wolf Lake.
3. The Bear High Wolf Lake Regional Sewer District hereby respectfully requests that this Order be amended to allow for the directors to be appointed by the Noble County, Indiana Commissioners and that the members of the Board of Trustees be at-large and not from any specific geographical area within the District.

4. Further, the District hereby respectfully requests that the terms of the Directors initially be as follows: one (1) term for one year; two (2) terms of two years; and two (2) terms of three years.

Upon the expiration of the above appointments, all appointments by the Noble County Commissioners shall be for terms of four (4) years.

Upon a vacancy on the Board of Trustees, for any reason, the Noble County Commissioners shall appoint a replacement to complete the term of the Trustee who vacated his/her office within 30 days of the Notice of Vacancy.

5. The substance of this petition has been approved by the Noble County Commissioners at their regularly scheduled meeting on February 4, 2013.

6. WHEREFORE, Petitioners request:

A. That the relief requested in the Petition be granted by the IDEM Commissioner; and

B. That the IDEM Commissioner issue his order amending the appointment procedures of The Bear High Wolf Lake Regional Sewer District as detailed in this Petition.

The above Petition was APPROVED by the Bear High Wolf Lake Regional Sewer District on this 14th day of February, 2013.

Bear High Wolf Lake Regional Sewer District

By: Timothy J. Tomvick
President

C. Gary M. Mahan
Vice President